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15 Attorneys for The Roman Catholic Archbishop of  
San Francisco

16 UNITED STATES BANKRUPTCY COURT  
17 NORTHERN DISTRICT OF CALIFORNIA  
18 SAN FRANCISCO DIVISION

19 In re  
20 THE ROMAN CATHOLIC ARCHBISHOP  
21 OF SAN FRANCISCO,  
22 Debtor and  
23 Debtor in Possession.

Case No. 23-30564  
Chapter 11  
Date: August 28, 2025  
Time: 1:30 p.m.  
Location: Via ZoomGov  
Judge: Hon. Dennis Montali

24  
25 **FIFTH INTERIM APPLICATION OF WEINTRAUB TOBIN CHEDIAK**  
26 **COLEMAN GRODIN LAW CORPORATION FOR ALLOWANCE OF FEES AND**  
27 **REIMBURSEMENT OF EXPENSES AS SPECIAL LITIGATION COUNSEL**  
28 **FOR THE DEBTOR IN POSSESSION FOR THE PERIOD OF**  
**FEBRUARY 1, 2025, THROUGH AND INCLUDING MAY 31, 2025**

Weintraub Tobin Chediak Coleman Grodin Law Corporation, (hereinafter "Weintraub"), special corporate and litigation attorneys for The Roman Catholic Archbishop of San Francisco, the debtor and debtor in possession (the "RCASF" or the "Debtor"), submits this fifth application (the "Application") for interim allowance of fees and reimbursement of expenses for the four-month period of February 1, 2025, through and including May 31, 2025 (the "Application Period") as set forth in the Request for Relief below. In support of this Application, Weintraub relies on this Application, the *Declaration of Paul E. Gaspari* ("Gaspari Decl.") filed in support of this Application, the *Declaration of Fr. Patrick Summerhays* ("Summerhays Decl."), and the pleadings and papers on file in this case, and on such other evidence and argument as may be submitted before or during the hearing on this Application.

## **I.**

### **RELIEF REQUESTED**

Through this Application, Weintraub requests an Order:

1. Approving on an interim basis, Weintraub's fees in the amount of \$259,634.00 and reimbursement of expenses in the amount of \$793.90 for a total of \$260,427.90 incurred February 1, 2025, through and including May 31, 2025;
2. Authorizing payment to Weintraub by the Debtor of the unpaid balance of the allowed fees and expenses after application of any retainer; and
3. For such other relief as the Court deems just and proper.

## **II.**

### **BACKGROUND FACTS**

On August 21, 2023, the Debtor filed a voluntary Chapter 11 Bankruptcy Petition ("Petition Date"). The Debtor remains in possession of its estate, no trustee having been appointed. The Debtor is operating and managing its business as a debtor-in-possession pursuant to the provisions of Sections 1107 and 1108 of the Bankruptcy Code. On September 1, 2023, the Office of the United States Trustee appointed an Official Committee of Unsecured Creditors (the "Committee") [ECF No. 58].

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1 A description of the Debtor's history, business operations, operational structure, the  
2 reasons for commencing the Chapter 11 Case, the relief sought from the Court, and the facts and  
3 circumstances supporting this Application are set forth in the *Declaration of Joseph J. Passarello*  
4 *in support of Chapter 11 Petition and First Day Motions* filed on August 21, 2023, at ECF No. 14  
5 ("Passarello Background Decl."), and the *Declaration of Paul E. Gaspari in Support of Chapter*  
6 *11 Petition and First Day Motions* filed on August 21, 2023 at ECF No. 15 ("Gaspari Decl.").

7 On September 25, 2023, the Court entered its order granting the Debtor's application to  
8 employ Weintraub as counsel, effective as of August 21, 2023 [ECF No. 166]. Weintraub is skilled  
9 in civil litigation and church law matters. Weintraub is counsel of record for the RCASF in the  
10 pending joint coordinated proceeding in Alameda Superior Court ("JCCP 5108"), where all  
11 complaints against northern California diocesan entities are being jointly administered, including  
12 complaints filed against the RCASF. The Tobin & Tobin firm, prior to merger with Weintraub,  
13 has acted as outside counsel for the RCASF since approximately 1860. In addition to services  
14 defending the RCASF against abuse claims, Weintraub also has represented the RCASF in various  
15 other, non-abuse matters, including several employment related cases. Also, as part of the services  
16 the firm provides to the RCASF, from time to time, Weintraub advises the RCASF on general legal  
17 matters.

### 18 III.

#### 19 STATUS OF CASE

20 To avoid unnecessary duplication, the case status is set forth in the *Fifth Interim Application*  
21 *of Felderstein Fitzgerald Willoughby Pascuzzi & Rios LLP for Allowance of Fees and*  
22 *Reimbursement of Expenses as Counsel for Debtor in Possession* and incorporated herein by this  
23 reference.

### 24 IV.

#### 25 SERVICES RENDERED

26 The services performed by Weintraub in this case have been categorized into task billing  
27 categories. Detailed billing statements reflecting Weintraub's time records and out of pocket  
28 expenses, including a summary of the aggregate and itemized hours and total compensation

requested with respect to the professionals who provided compensable services are attached to the Gaspari Decl. as **Exhibit A**. The billing statements are organized by task, and the content of the billings included in each task is generally explained in paragraph 8 of the Gaspari Decl.

Attached to the Gaspari Decl. as **Exhibit B** is a summary of customary and comparable compensation provided by Weintraub describing the blended hourly rates of the various categories of timekeepers that provided services to the Debtor during the Application Period. The summary gives defined terms used in this exhibit the same meanings ascribed to them in ¶ C.3 of the UST Guidelines.

Attached to the Gaspari Decl. as **Exhibit C** is a copy of the “Attorney Fee Budget” agreed upon by and between the Debtor and Weintraub. This exhibit also includes a comparison of budgeted to actual fees sought during the Application Period. Weintraub is not submitting a detailed staffing plan or summary of fees and hours budgeted compared to fees and hours billed for each project category as this information is privileged and confidential.

A listing of the billing task categories showing the number of professional hours expended and fees incurred under each billing task category is shown below<sup>1</sup>:

CATEGORY	HOURS	FEES
Case Administration	82.00	\$42,640.00
Other Contested Matters	46.60	\$24,232.00
Claims Administration and Objections	5.90	\$2,836.00
Fact Investigation/Development	37.00	\$18,306.50
Analysis/Strategy	124.00	\$56,677.00
Document/File Management	14.40	\$4,402.50
Settlement/ADR	109.50	\$47,742.50
Other Case Assessment, Development, Admin	6.40	\$2,439.00
Pleadings	18.70	\$8,338.00
Court Mandated Conferences	46.40	\$23,147.50

<sup>1</sup> In a limited number of instances, certain time entries have been reclassified in this Application from the category noted on the invoice to a more appropriate category for the services provided. A detailed listing of the reallocated entries can be provided upon request.

CATEGORY	HOURS	FEES
Other Written Motions and Submissions	4.60	\$1,920.00
Written Discovery	10.10	\$4,310.00
Document Production	14.40	\$4,505.00
Depositions	5.20	\$2,704.00
Expert Witnesses	0.40	\$208.00
Written Motions and Submissions	17.40	\$7,880.00
Other Trial Preparations and Support	12.30	\$6,396.00
Oral Argument	1.90	\$950.00
<b>Totals</b>	<b>557.20</b>	<b>\$259,634.00</b>

Below is a general description of the work performed in each task category.

A. Case Administration. Weintraub has utilized task billing codes consistent with the ABA Uniform Task-Based Management System, which provides that Case Administration shall consist of the following: coordination and compliance matters, including preparation of statement of financial affairs, schedules, list of contracts, United States Trustee interim statements and operating reports; contacts with the United States Trustee, and general creditor inquiries.

Weintraub followed the ABA description and expended 82.00 hours in this category for a total charge of \$42,640.00. The services performed in this category generally include but are not limited to communications regarding status, document requests, insurance coverage, Rule 2004 issues and discovery issues; weekly Debtor professional team calls; review Case Management Conference statements; review of records; preparation for mediation; and reviewing documents.

A breakdown of the professionals who billed time to Case Administration and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Paul E. Gaspari	\$520	76.20	\$39,624.00
Zachary Smith	\$520	5.80	\$3,016.00
<b>Totals</b>		<b>82.00</b>	<b>\$42,640.00</b>

B. Other Contested Matters. Weintraub has utilized task billing codes consistent with the ABA Uniform Task-Based Management System, which provides that Other Contested Matters shall consist of the following: analysis and preparation of all other motions, opposition to motions and reply memoranda in support of motions.

Weintraub followed the ABA description and expended 46.60 hours in this category for a total charge of \$24,232.00. The services performed in this category generally include but are not limited to review of adversary complaint, motion for relief from stay; review of notice of orders on filing redacted complaint and scheduling order; review of final Committee's claim listing; review of memoranda; Zoom meetings regarding meetings with Mediators and mediation session issues.

A breakdown of the professionals who billed time to Other Contested Matters and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Paul E. Gaspari	\$520	46.60	\$24,232.00
<b>Totals</b>		<b>46.60</b>	<b>\$24,232.00</b>

C. Claims Administration and Objections. Weintraub has utilized task billing codes consistent with the ABA UTBMS which provides that Claims Administration and Objections shall consist of the following: specific claim inquiries; bar date motions; analyses, objections and allowances of claims.

Weintraub generally followed the ABA definition and expended 5.90 hours in this category for a total charge of \$2,836.00, which primarily included substantial work on the complex claims procedures motion. The services performed in this category generally include but are not limited to attendance at meetings regarding consolidating list of claims; and correspondence regarding status of review and analysis of claimant list; and preparation and review of claims.

A breakdown of the professionals who billed time to Claims Administration and Objections and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Paul E. Gaspari	\$520	4.30	\$2,236.00
Monica Silver	\$375	1.60	\$600.00

Professional	Hourly Rate	Hours Billed	Total
<b>Totals</b>		<b>5.90</b>	<b>\$2,836.00</b>

D. Fact Investigation/Development. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Fact Investigation/Development shall consist of the following: interview of client personnel/potential witnesses; review of documents; work with an investigator; legal research for initial case assessment purposes; communication for fact investigation.

Weintraub generally followed the UTBMS definition and expended 37.00 hours in this category for a total charge of \$18,306.50. The services performed in this category generally include but are not limited to communications regarding status of discovery production; communications and review of plaintiff's demand letter; review and analysis of claimant's personnel file; and update and analysis of Creditor's Committee list of accused and claimants.

A breakdown of the professionals who billed time to Fact Investigation/Development and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Paul E. Gaspari	\$520	0.70	\$364.00
Daniel C. Zamora	\$500	16.60	\$8,300.00
Meagan D. Bainbridge	\$500	15.80	\$7,900.00
Benjamin J. Lewis	\$475	1.60	\$760.00
Benjamin J. Lewis	\$450	1.50	\$675.00
Carly Moran	\$400	0.30	\$120.00
Monica Silver	\$375	0.50	\$187.50
<b>Totals</b>		<b>37.00</b>	<b>\$18,306.50</b>

E. Analysis/Strategy. Weintraub has utilized task billing codes consistent with the UTBMS which provides that plan Analysis/Strategy shall consist of the following: discussions/writings/meetings on case strategy; preparation of litigation plan; communication on case strategy.

Weintraub generally followed the UTBMS definition and expended 124.00 hours in this category for a total charge of \$56,677.00. The services performed in this category generally include

but are not limited to: analysis and communications regarding strategies; review of claims and analysis; review of personnel file for discovery request/privileged information.

A breakdown of the professionals who billed time to Analysis/Strategy and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Zachary Smith	\$520	0.60	\$312.00
Daniel C. Zamora	\$500	77.70	\$38,850.00
Benjamin J. Lewis	\$475	2.80	\$1,330.00
Benjamin J. Lewis	\$450	0.50	\$225.00
Carly Moran	\$400	2.40	\$960.00
Monica A. Silver	\$375	40.00	\$15,000.00
<b>Totals</b>		<b>124.00</b>	<b>\$56,677.00</b>

F. Document/File Management. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Document/File Management shall consist of the following: file organization/administration for database construction/management.

Weintraub generally followed the UTBMS definition and expended 14.40 hours in this category for a total charge of \$4,402.50. The services performed in this category generally include but are not limited to review of personnel files for purposes of production pursuant to Rule 2004; review of student files; review IRB minutes in preparation for publishing; and correspondence regarding extension to respond to complaint.

A breakdown of the professionals who billed time to Document/File Management and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Daniel C. Zamora	\$500	0.20	\$100.00
Meagan Bainbridge	\$500	0.10	\$50.00
Audrey A. Millemann	\$450	4.80	\$2,160.00
Brian Gonzaga	\$225	9.30	\$2,092.50
<b>Totals</b>		<b>14.40</b>	<b>\$4,402.50</b>



G. Settlement/Non-Binding ADR. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Settlement/Non-Binding ADR shall consist of the following: planning/participation in settlement discussions/conferences; implementation of settlement; pursuing mediation; travel to/from mediation; attend mediation; prelitigation demand letters; research settlement; communications regarding settlement, mediation and ADR.

Weintraub generally followed the UTBMS definition and expended 109.50 hours in this category for a total charge of \$47,742.50. The services performed in this category generally include but are not limited to communications regarding settlement discussions; communications regarding motion to accept settlement in Bankruptcy Court; drafting Settlement Release Agreement; and analysis of Proofs of Claims for purposes of ongoing global mediation.

A breakdown of the professionals who billed time to Settlement/Non-Binding ADR and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Daniel C. Zamora	\$500	47.50	\$23,750.00
Benjamin J. Lewis	\$475	6.90	\$3,277.50
Carly Moran	\$400	2.10	\$840.00
Monica A. Silver	\$375	33.10	\$12,412.50
Robert G. Cruz	\$375	19.90	\$7,462.50
<b>Totals</b>		<b>109.50</b>	<b>\$47,742.50</b>

H. Other Case Assessment, Development and Administration. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Other Case Assessment, Development and Administration shall consist of the following: Other Case Assessment, Development and Administration.

Weintraub generally followed the UTBMS definition and expended 6.40 hours in this category for a total charge of \$2,439.00. The services performed in this category generally include but are not limited to review and gathering of fact sheets and conducting research.

A breakdown of the professionals who billed time to Other Case Assessment, Development and Administration and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Zachary Smith	\$520	1.20	\$624.00
Benjamin J. Lewis	\$475	0.20	\$95.00
Carly Moran	\$400	2.10	\$840.00
Jacqueline Simonovich	\$400	1.30	\$520.00
Brian Gonzaga	\$225	1.60	\$360.00
<b>Totals</b>		<b>6.40</b>	<b>\$2,439.00</b>

I. Pleadings. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Pleadings shall consist of the following: drafting/editing pleadings, reviewing/answering complaints, motions to dismiss, jurisdictional motions and research for pleadings.

Weintraub followed the UTBMS description and expended 18.70 hours in this category for a total charge of \$8,338.00. The services performed in this category generally include but are not limited to drafting pleading regarding status of five-year statute in JCCP 5108; communications regarding Answer; preparation of outline for Answer and Cross-Complaint; review and analysis of responsive pleadings; and discussions with Debtor's general bankruptcy counsel regarding Adversary Complaint.

A breakdown of the professionals who billed time to Pleadings and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Paul E. Gaspari	\$520	0.40	\$208.00
Daniel C. Zamora	\$500	5.00	\$2,500.00
Benjamin J. Lewis	\$475	4.00	\$1,900.00
Benjamin J. Lewis	\$450	0.20	\$90.00
Carly Moran	\$400	9.10	\$3,640.00
<b>Totals</b>		<b>18.70</b>	<b>\$8,338.00</b>

J. Court Mandated Conferences. Weintraub has utilized task billing codes consistent with the UTBMS which provides that plan Court Mandated Conferences shall consist of the

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following: preparing for hearing required by court order or procedural rules; travel to/from Court Ordered Conferences; attending hearing required by court order or procedural rules.

Weintraub generally followed the UTBMS definition and expended 46.40 hours in this category for a total charge of \$23,147.50. The services performed in this category generally include but are not limited to preparation of Case Management Conference statements; attendance at Case Management/Trial Setting Conferences; drafting brief related to case management issues involving affiliates; communications regarding relief from stay issues in JCCP 5108; and communications regarding meet and confer issues.

A breakdown of the professionals who billed time to Court Mandated Conferences and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Daniel C. Zamora	\$500	45.20	\$22,600.00
Benjamin Lewis	\$475	0.90	\$427.50
Carly Moran	\$400	0.30	\$120.00
<b>Totals</b>		<b>46.40</b>	<b>\$23,147.50</b>

K. Other Written Motions and Submissions. Weintraub has utilized task billing codes consistent with the UTBMS which provides that plan Other Written Motions and Submissions shall consist of the following: developing, responding to, objecting to, and negotiating interrogatories and requests to admit; includes mandatory meet-and-confer sessions; also covers mandatory written disclosures as under FRCP Rule 26(a).

Weintraub generally followed the UTBMS definition and expended 4.60 hours in this category for a total charge of \$1,920.00. The services performed in this category generally include but are not limited to preparation of declaration in support of motion to extend bankruptcy stay; communications with Debtor counsel regarding bankruptcy stay; and preparation of exhibits.

A breakdown of the professionals who billed time to Other Written Motions and Submissions and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Daniel C. Zamora	\$500	1.40	\$700.00
Benjamin Lewis	\$475	0.20	\$95.00
Monica A. Silver	\$375	3.00	\$1,125.00
<b>Totals</b>		<b>4.60</b>	<b>\$1,920.00</b>

L. Written Discovery. Weintraub has utilized task billing codes consistent with the UTBMS which provides that plan Written Discovery shall consist of the following: developing, responding to, objecting to, and negotiating interrogatories and requests to admit; includes mandatory meet-and-confer sessions; also covers mandatory written disclosures as under FRCP Rule 26(a).

Weintraub generally followed the UTBMS definition and expended 10.10 hours in this category for a total charge of \$4,310.00. The services performed in this category generally include but are not limited to preparation of exhibits; communications regarding status of settlement; and drafting of Form Interrogatories and Special Interrogatories and Request for Production of Documents.

A breakdown of the professionals who billed time to Written Discovery and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Benjamin Lewis	\$475	1.40	\$665.00
Benjamin Lewis	\$450	3.30	\$1,485.00
Carly Moran	\$400	5.40	\$2,160.00
<b>Totals</b>		<b>10.10</b>	<b>\$4,310.00</b>

M. Document Production. Weintraub has utilized task billing codes consistent with the UTBMS which provides that plan Document Production shall consist of the following: developing, responding to, objecting to, and negotiating document requests, including the mandatory meet-and-confer sessions to resolve objections. Includes identifying documents for production, reviewing documents for privilege, effecting production, and preparing requested privilege lists.

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Weintraub generally followed the UTBMS definition and expended 14.40 hours in this category for a total charge of \$4,505.00. The services performed in this category generally include but are not limited to coding and organizing of documents for production; preparation of privilege log; communications regarding case documents; and review of personnel files for purposes of production pursuant to Rule 2004.

A breakdown of the professionals who billed time to Document Production and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Benjamin J. Lewis	\$475	1.10	\$522.50
Monica A. Silver	\$375	3.10	\$1,162.50
Roberto G. Cruz	\$375	3.50	\$1,312.50
Brian Gonzaga	\$225	6.70	\$1,507.50
<b>Totals</b>		<b>14.40</b>	<b>\$4,505.00</b>

N. Depositions. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Depositions shall consist of the following: preparing deposition notices and subpoenas; communication with opposing party's counsel on scheduling and logistics; planning and preparing to take the deposition; discussion of deposition strategy; preparing witnesses; reviewing documents for deposition preparation; attending deposition; travel to/from depositions; drafting deposition summaries.

Weintraub generally followed the UTBMS definition and expended 5.20 hours in this category for a total charge of \$2,704.00. The services performed in this category generally include but are not limited to review of deposition transcripts.

A breakdown of the professionals who billed time to Depositions and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Zachary Smith	\$520	5.20	\$2,704.00
<b>Totals</b>		<b>5.20</b>	<b>\$2,704.00</b>

O. Expert Witnesses. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Expert Witnesses shall consist of the following: preparing for examination of expert witness; preparing for cross examination of expert witness.

Weintraub followed the UTBMS description and expended 0.40 hours in this category for a total charge of \$208.00. The services performed in this category generally include but are not limited to communications with expert witnesses to prepare for trial setting; and review of retainer agreements.

A breakdown of the professionals who billed time to Expert Witnesses and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Zachary Smith	\$520	0.40	\$208.00
<b>Totals</b>		<b>0.40</b>	<b>\$208.00</b>

P. Written Motions and Submissions. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Written Motions and Submissions shall consist of developing and preparing written motions.

Weintraub followed the UTBMS description and expended 17.40 hours in this category for a total charge of \$7,880.00. The services performed in this category generally include but are not limited to review and analysis of motion to set trial; emails between counsel regarding settlement agreement and motion for approval in Bankruptcy Court; and preparation of declarations in support of motion to extend stay.

A breakdown of the professionals who billed time to Written Motions and Submissions and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Daniel C. Zamora	\$500	0.80	\$400.00
Benjamin J. Lewis	\$475	0.40	\$190.00
Benjamin J. Lewis	\$450	16.20	\$7,290.00
<b>Totals</b>		<b>17.40</b>	<b>\$7,880.00</b>

Q. Other Trial Preparation and Support. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Other Trial Preparation and Support shall consist of the following: All other time spent in preparing for and supporting a trial, including developing overall trial strategy, preparing opening and closing arguments, establishing an off-site support office, identifying documents for use at trial, preparing demonstrative materials.

Weintraub followed the UTBMS description and expended 12.30 hours in this category for a total charge of \$6,396.00. The services performed in this category generally include but are not limited to preparation of revised opposition to motion concerning allocation of fault applicable to all cases in JCCP 5108 including the two cases against the Debtor released from the automatic stay for trial; review of OCC's motion for relief from bankruptcy stay of cases and cases ready for trial; review of depositions of expert and non-expert witnesses; and review motion to consolidate and motion to bifurcate punitive damages assessment.

A breakdown of the professionals who billed time to Other Trial Preparation and Support and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Zachary Smith	\$520	12.30	\$6,396.00
<b>Totals</b>		<b>12.30</b>	<b>\$6,396.00</b>

R. Oral Argument. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Oral Argument shall consist of the following: preparation for Oral Argument, argument, travel and appeals communications.

Weintraub followed the UTBMS description and expended 1.90 hours in this category for a total charge of \$950.00. The services performed in this category generally include but are not limited to appearance at bankruptcy court hearing regarding state court proceedings.

A breakdown of the professionals who billed time to Oral Argument and the number of hours billed by each is as follows:

Professional	Hourly Rate	Hours Billed	Total
Daniel C. Zamora	\$500	1.90	\$950.00
<b>Totals</b>		<b>1.90</b>	<b>\$950.00</b>

V.

**RESPONSIBLE PERSONNEL**

The professionals assigned to this chapter 11 case who performed more than five (5) hours of service are as follows. While Weintraub utilized new and additional attorneys during this Application Period as compared to prior periods, the services of these attorneys was necessary to address pending litigation. More specifically, Zachary M. Smith is a trial lawyer who was set to try the Pritchard cases before the Chapter 11 was filed. Now that the automatic stay has been lifted for those two cases and they have been released for trial, Mr. Smith has necessarily resumed trial preparations. Likewise, Meagan D. Bainbridge is an employment lawyer who represents the Debtor in the defense of two post-petition employment litigation claims that have been asserted against the Debtor. Therefore, these additional services are reasonable and necessary to Weintraub's representation of the Debtor.

Paul E. Gaspari (PEG). His billing rate during the period covered by this Application was \$520 per hour. As a litigation shareholder of the firm, Paul advises clients on commercial law, insurance defense, public liability, real estate, and employment-related litigation.

Daniel C. Zamora (DCZ). Daniel Zamora is a shareholder and a member of the Firm's Litigation and Labor & Employment practice groups. His billing rate during the period covered by this Application was \$500 per hour.

Zachary M. Smith (ZMS). Zachary Smith is a shareholder and a member of the Firm's Litigation practice group. He is the lawyer who has represented the debtor in the two cases released from the stay for trial. He handled the pre-trial work prior to the filing of the Chapter 11 and will try the two now released cases on behalf of the Debtor. His billing rate during the period covered by this Application was \$520.00 per hour.

Meagan D. Bainbridge (MDB). Meagan Bainbridge is a shareholder and a member of the Firm's Litigation and Labor & Employment Law practice groups. She is handling the two employment related claims filed against the Debtor post-petition. Her billing rate during the period covered by this Application was \$500.00 per hour.

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Benjamin J. Lewis (BJLE). Ben Lewis is an associate in the Firm's Litigation group, where he focuses his practice on education, employment, and non-profit/religious entity litigation. His billing rate during the period covered by this Application was \$450 and \$475 per hour.

Carly M. Moran (CMM). Carly Moran is an associate and a member of the Firm's Litigation practice group. Her billing rate during the period covered by this Application was \$400.00 per hour.

Monica A. Silver (MAS). Monica Silver is an associate in the Firm's Litigation group, and her billing rate during the period covered by this Application was \$375 per hour.

Roberto G. Cruz (RGC). Roberto is an Associate and a member of the Firm's Litigation practice group. His billing rate during the period covered by this Application was \$375.00 per hour.

Brian Gonzaga (BGON). Brian Gonzaga is a paralegal in the Firm's Litigation group, and his billing rate during the period covered by this Application was \$225 per hour.

## VI.

### SUMMARY OF FEES AND EXPENSES

Detailed billing statements reflecting Weintraub's time records and out of pocket expenses filed as **Exhibit A** to the Gaspari Decl. in support of this Application reflects total fees in the amount of \$259,634.00 and expenses in the amount of \$793.90 for a total of \$260,427.90, incurred during the Application Period.

Professional	Hourly Rate	Hours Billed	Total
Paul E Gaspari	\$520	128.20	\$66,664.00
Zachary Smith	\$520	25.50	\$13,260.00
Daniel C. Zamora	\$500	196.30	\$98,150.00
Meagan Bainbridge	\$500	15.90	\$7,950.00
Benjamin J. Lewis	\$475	19.50	\$9,262.50
Benjamin J. Lewis	\$450	21.70	\$9,765.00
Audrey Millemann	\$450	4.80	\$2,160.00
Carly Moran	\$400	21.70	\$8,680.00
Jacqueline Simonovich	\$400	1.30	\$520.00
Monica Silver	\$375	81.30	\$30,487.50

Professional	Hourly Rate	Hours Billed	Total
Roberto G. Cruz	\$375	23.40	\$8,775.00
Brian Gonzaga	\$225	17.60	\$3,960.00
<b>Totals</b>		<b>557.20</b>	<b>\$259,634.00</b>

Weintraub has calculated a blended hourly rate of \$431.96 by dividing the total fees billed by the total number of hours recorded. Weintraub notes that in addition to the attorneys listed in the staffing plan, in order to timely review all Proofs of Claim and alleged perpetrator personnel files, many of which are voluminous, Weintraub utilized additional attorneys in the firm to undertake basic claim and file review and to identify and locate applicable student and or parish records to evaluate and confirm underlying facts alleged in the Proofs of Claim. These additional attorneys were necessary to timely complete the review project so that the Debtor could produce the material to its insurance carriers to allow the mediation process to timely commence. No duplication of work was involved.

The expenses incurred during the period covered by this Application are as follows:

Category	Total
Filing Fees	\$68.75
Service	\$532.40
Photocopies	\$49.75
Travel	\$143.00
<b>Total Expenses</b>	<b>\$793.90</b>

Weintraub requests an order under Bankruptcy Code section 330 approving fees in this case of \$259,634.00 and expenses in the amount of \$793.90 for a total of \$260,427.90 for the period of February 1, 2025, through and including May 31, 2025, as reasonable and necessary for the administration of this case.

## VII.

### FACTORS TO CONSIDER

The order approving Weintraub's employment authorizes compensation on a basis that would allow payment for services rendered on an hourly rate consistent with the Ninth Circuit

1 decision in *In re Manoa Fin. Co.*, 853 F.2d 687 (9th Cir. 1988), after notice to all interested parties.  
2 Consistent with the *Manoa* Decision, various factors were suggested by the Court in *Johnson v.*  
3 *Georgia Highway Express, Inc.*, 488 F.2d 714 (5th Cir. 1974), for consideration in awarding  
4 compensation in a bankruptcy case. Though not specifically required for approval under the  
5 lodestar or *Manoa* case, several of the *Johnson* factors have been specifically codified by the  
6 Bankruptcy Reform Act of 1994 and as such, these factors are discussed below:

7           **(a) Time and labor required (11 U.S.C. § 330(a)(3)(A)):** Weintraub has  
8 utilized ten (10) attorneys and one (1) legal assistants who have expended 557.20 in billable hours  
9 during the Application period. The blended hourly rate based on the billed hours is \$465.96. This  
10 is a very reasonable rate for a case as complex and difficult as the present Case.

11           **(b) Novelty and difficulty of the questions (11 U.S.C. § 330(a)(3)(D)):** This  
12 case involves many of the technical and complex problems faced by operating chapter 11 debtors  
13 in possession with operating businesses. This case, however, is unique in that it involves a non-  
14 profit religious institution with unique and complex issues surrounding litigation of abuse claims.

15           **(c) Skill requisite to perform the services properly (11 U.S.C.**  
16 **§ 330(a)(3)(D)):** Weintraub is skilled in handling complex corporate and litigation matters and has  
17 special experience and knowledge which enables Weintraub to render services of benefit to the  
18 estate in an efficient manner. The attorneys who have contributed to this case have many years of  
19 combined experience in similarly complicated cases.

20           **(d) Customary fees (11 U.S.C. §§ 330(a)(3)(B and E)):** The rates charged by  
21 Weintraub are Weintraub's standard billing rates (attorneys \$375 - \$520 per hour), which standard  
22 rates are the same rates (with a few exceptions for long term clients or specially negotiated limited  
23 engagement agreements) as generally used by Weintraub with respect to its non-debtor/trustee  
24 clients. The rates also are similar to the normal charges for similar work performed by similarly  
25 experienced and skilled attorneys and legal assistants in the Northern District of California  
26 bankruptcy courts. Weintraub requests that the Court take judicial notice of the rates generally  
27 charged and approved in fee applications before this Court and other cases in the Northern District  
28 of California.

1 As further evidence of the reasonableness of Weintraub's hourly rates, Committee counsel  
2 Pachulski Stang Ziehl & Jones LLP's hourly rates for this matter are: \$545 for paralegals, and \$875-  
3 \$1,695 for partners; provided however that Pachulski Stang Ziehl & Jones LLP agreed to cap its  
4 blended hourly rate for all billing professionals at \$1,050 per hour. Hourly rates for financial  
5 advisor for the Committee range from \$450 - \$1,130 per hour for directors.

6 **(e) Amount of work involved and result obtained (11 U.S.C. § 330(a)(3)(D)):**

7 As stated above, Weintraub has expended 557.20 billable hours on behalf of the Debtor during the  
8 Application Period performing the services described herein.

9 **(f) Experience, reputation, and ability of Weintraub:** Weintraub has many

10 years of experience handling complex litigation and corporate cases. Weintraub also enjoys a  
11 reputation for quality work and integrity in the legal community and before this Court.

12 **(g) Professional relationship with the client:** Other than as disclosed in its

13 application for approval of employment of Weintraub, Weintraub has no relationship with the U.S.  
14 Trustee, the Debtor, its officers and directors, or its creditors.

15 **(h) Awards in similar cases (11 U.S.C. § 330(a)(3)(F)):** The compensation

16 sought by this Application is consistent with that authorized in similar cases.

17 In addition to the foregoing *Johnson* factors, section 330 also examines whether the services  
18 were:

19 **(i) Necessary to the Administration of the Bankruptcy Case (11 U.S.C.**

20 **§ 330(a)(3)(C)):** Weintraub respectfully submits that essentially all of Weintraub's services were  
21 necessary to the administration of this Case and in total have benefited the estate. Weintraub  
22 respectfully submits that as a whole its services were necessary and benefited the Estate.

23 **VIII.**

24 **PAYMENTS RECEIVED TO DATE; AVAILABILITY OF FUNDS**

25 This is Weintraub's fifth interim fee motion. The Court's order on Weintraub's first interim  
26 fee application allowed interim payment of \$45,869 and costs incurred in the amount of \$1,746.15  
27 for the period of August 21, 2023, through January 31, 2024 [ECF No. 623]. The Court's order on  
28 Weintraub's second interim fee application allowed an interim payment of \$224,480.50 in fees and

1 \$142.69 in expenses for the period of February 1, 2024, through May 31, 2024 [ECF No. 798].  
2 This Second Interim Fee Application Order also authorized Weintraub interim compensation for  
3 an administrative claim in the amount of \$32,314.47 for services provided during the First Interim  
4 Application Period. The Court's order on Weintraub's third interim fee application allowed an  
5 interim payment of \$282,856.68 in fees and \$145.85 in expenses for the period of June 1, 2024,  
6 through September 30, 2024 [ECF No. 941]. The Court's order on Weintraub's fourth interim fee  
7 application allowed an interim payment of \$124,835.00 in fees and \$8,575.88 in expenses for the  
8 period of October 1, 2024, through January 31, 2025 [ECF No. 1166]. Weintraub received a  
9 retainer prepetition from the Debtor, of which \$210,754.00 remained on the Petition Date. The  
10 Debtor has paid Weintraub the fees and costs allowed by the interim fee orders from the retainer  
11 and payments from the Debtor.

12 With respect to the Bankruptcy Rule 2016(a) requirements for attorney fee applications,  
13 Weintraub has not received any payments to date in this case from any source, other than the  
14 Debtor.

15 Pursuant to the Order Establishing Procedures and Authorizing Payment of Professional  
16 Fees and Expenses on a Monthly Basis [ECF 212], Weintraub has filed and served fee notices for  
17 February 2025 [ECF No. 1096], March 2025 [ECF No. 1150], April 2025 [ECF No. 1197], and  
18 May 2025 [ECF No. 1222]. No objections were received with respect to the February through May  
19 fee notices. Thus, Weintraub has received payments in the amount of \$165,429.60 in fees and  
20 \$793.90 in costs from the Debtor, allowed by the monthly fee notices for February 2025, March  
21 2025 and April 2025, such that it has been paid 80% of fees and 100% of costs for the outstanding  
22 fees for that period. No payments have yet been received for May 2025 as of the filing of this  
23 application. The unpaid 20% holdback together with the May fees and costs total \$94,204.40. The  
24 retainer balance as of May 31, 2025, was \$8,275.17.

25 With respect to Bankruptcy Rule 2016(b), Weintraub has not entered into any agreement,  
26 express or implied, with any other party-in-interest, including the Debtor, any creditors, or any  
27 representative of them, or with any attorney or accountant for such party-in-interest for the purpose  
28 of fixing fees or other compensation to be paid for services rendered or expenses incurred in

1 connection with this case, and no agreement or understanding exists between Weintraub and any  
2 other person for the sharing of the compensation to be received for services rendered in, or in  
3 connection with, this case.

4 IX.

5 CONCLUSION

6 Based on all of the above, Weintraub respectfully requests that this Court enter an order  
7 granting the relief requested herein, and for such other and further relief as the Court deems  
8 necessary and proper.

9 Dated: July 9, 2025

WEINTRAUB TOBIN CHEDIAK COLEMAN  
GRODIN Law Corporation

11 By: \_\_\_\_\_

Paul E. Gaspari  
Special Litigation Counsel for The Roman Catholic  
Archbishop of San Francisco

14 Dated: July 10, 2025

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20 Dated: July 10, 2025

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